UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CAPAVAN, LTD.,

DANA KAY, INC., J.C. PENNEYCO., INC., MACY; AND CATHERINE STORES CORP., Defendants. Case No. 08 CIV. 4781 (GBD)

Rule 7.1 Statement

Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for Defendant sha Macy (a private non-governmental party) certifies that the following are corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

Macys, Inc.

Date: 7/16/08

Signature of Attorney Louis Folk

Attorney Bar Code: 0627

Form Rule7_1.pdf